

COMBINED DECLARATION FOR PATENT
APPLICATION AND POWER OF ATTORNEY
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER

21829/31 (EBC-002)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**HYPERSENSITIVE RESPONSE ELICITOR FRAGMENTS WHICH ARE ACTIVE BUT DO NOT
ELICIT A HYPERSENSITIVE RESPONSE**

the specification of which (check only one item below):

☐ is attached hereto.

☒ was filed as U.S. Patent Application Serial No. **09/412,100** on **October 4, 1999** and was amended on _____
(if applicable).

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I hereby state that I have reviewed and understand the contents of the above-identified specifications, including the claims, as amended by any amendment referred to above.

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PRIOR APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (IF PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
United States	60/103,050	05-OCT-1998	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application:

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Send Correspondence to:

**Michael L. Goldman
NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603**

Direct Telephone Calls to:

(name and telephone number)
**Michael L. Goldman
(716) 263-1304**

2 0 1	FULL NAME OF INVENTOR	FAMILY NAME Wei	FIRST GIVEN NAME Zhong-Min	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY Kirkland	STATE/FOREIGN COUNTRY Washington	COUNTRY OF CITIZENSHIP United States
	POST OFFICE ADDRESS	P.O. ADDRESS 6115 111th Avenue	CITY Kirkland	STATE & ZIP CODE/CTRY Washington 98033/USA
2 0 2	FULL NAME OF INVENTOR	FAMILY NAME Fan	FIRST GIVEN NAME Hao	SECOND GIVEN NAME
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2 0 3	FULL NAME OF INVENTOR	FAMILY NAME Stephens	FIRST GIVEN NAME Jennifer	SECOND GIVEN NAME J.
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	POST OFFICE ADDRESS	P.O. ADDRESS 3864 Jefferson Avenue	CITY Redwood City	STATE & ZIP CODE/CTRY California 94062/USA
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SIGNATURE OF INVENTOR 201 <i>Zhonghua Wei</i>	SIGNATURE OF INVENTOR 202 <i>U. Jon</i>	SIGNATURE OF INVENTOR 203
DATE <i>3/25/02</i>	DATE <i>3/29/03</i>	DATE
SIGNATURE OF INVENTOR 204 <i>h</i>	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE	DATE	DATE

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Send Correspondence to: Michael L. Goldman NIXON PEABODY LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603				Direct Telephone Calls to: (name and telephone number) Michael L. Goldman (716) 263-1304	
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SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202	SIGNATURE OF INVENTOR 203 <i>James Stephen</i>
DATE	DATE	DATE <i>3/27/02</i>
SIGNATURE OF INVENTOR 204	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE	DATE	DATE

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	RESIDENCE & CITIZENSHIP	CITY Bothell	STATE/FOREIGN COUNTRY Washington	COUNTRY OF CITIZENSHIP China
	POST OFFICE ADDRESS	P.O. ADDRESS 19712 6th Drive S.E.	CITY Bothell	STATE & ZIP CODE/CTRY Washington 98012/USA
203	FULL NAME OF INVENTOR	FAMILY NAME Stephens	FIRST GIVEN NAME Jennifer	SECOND GIVEN NAME J.
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204	FULL NAME OF INVENTOR	FAMILY NAME Beer	FIRST GIVEN NAME Steven	SECOND GIVEN NAME V.
	RESIDENCE & CITIZENSHIP	CITY Ithaca	STATE/FOREIGN COUNTRY New York	COUNTRY OF CITIZENSHIP United States
	POST OFFICE ADDRESS	P.O. ADDRESS 211 Hudson Street	CITY Ithaca	STATE & ZIP CODE/CTRY New York 14850/USA
205	FULL NAME OF INVENTOR	FAMILY NAME Laby	FIRST GIVEN NAME Ron	SECOND GIVEN NAME J.
	RESIDENCE & CITIZENSHIP	CITY Houston	STATE/FOREIGN COUNTRY Texas	COUNTRY OF CITIZENSHIP United States
	POST OFFICE ADDRESS	P.O. ADDRESS 5703 Wigton Drive	CITY Houston	STATE & ZIP CODE/CTRY Texas 77096/USA
206	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE/FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
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DATE	DATE	DATE
SIGNATURE OF INVENTOR 204	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE <i>March 26, 2002</i>	DATE	DATE

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SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202	SIGNATURE OF INVENTOR 203
DATE	DATE	DATE
SIGNATURE OF INVENTOR 204	SIGNATURE OF INVENTOR 205 <i>Ron J. Tuby</i>	SIGNATURE OF INVENTOR 206
DATE	DATE <i>May 2, 2002</i>	DATE

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